IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
APPEAL NO.111 of 2006
IN
WRIT PETITION NO.2909 OF 2005

Mazagon Godi Kamgar Sanghatana .. Appellant

V/s

Mazagon Dock Ltd. & Ors. .. Respondents

Sou.Gayatri Singh for the Appellant.
Shri.J.P.Cama, Senior Advocate with Shri.R.S.Pai i/b.
M/s.Sanjay Udesh for the Respondents.

CORAM : DR.S.RADHAKRISHNAN &

S.J.VAZIFDAR, JJ.

DATE : 10TH MARCH, 2006.

P.C.:

1. Heard the learned Counsel for the Appellant and the learned Counsel for the Respondents. After hearing both the parties for some time, both the learned Counsel are agreeable that the Industrial Tribunal be directed to take up the main matter expeditiously and both the sides are agreeable to maintain status-quo with regard to promotion. Having regard to the facts and circumstances of the case, we direct the Industrial Tribunal to dispose of the Reference (IT) No.61 of 2005 as expeditiously as possible preferably within a period of six months from today. In view of the above, nothing further survives in the above appeal. Appeal stands disposed of accordingly.

2. Both the parties are agreeable to set aside the order dated 12th December, 2005 passed by the

learned single Judge in Writ Petition No. 2909 of 2005. In view of the said consent of both the parties, the same stands set aside. Similarly, the order dated 27th September, 2004 passed by Industrial Tribuanl in Reference (IT) No.61 of 2004 also stands set aside. Both the learned Counsel state categorically that no reasons need to be given for setting aside the said orders of Tribunal as that of the learned Single Judge in the above Writ Petition. The Industrial Tribunal shall dispose of the main matter without being influenced in any manner by the aforesaid order dated 27th September, 2005. It is made clear that the Respondent-Management is at liberty to approach the Industrial Tribunal in case of any settlement with any individual employee.

(DR.S.RADHAKRISHNAN,J.)

(S.J.VAZIFDAR,J.)